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**2179-P081P1**

## PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Marc Eller et al.

**Before the Examiner:**

Serial No.: 09/784,394

Group Art Unit: 2673

Filed: February 15, 2001

**Title: SYSTEM AND METHOD FOR  
SELLING ADVERTISING SPACE  
ON ELECTRONIC DISPLAYS DIGITAL  
TELEVISION USING SPECTRUM**

**STATEMENT FOR INFORMATION DISCLOSURE  
UNDER 37 C.F.R. 1.97(e)**

Assistant Commissioner for Patents  
Washington, D. C. 20231

**IDENTIFICATION OF INFORMATION DISCLOSURE STATEMENT  
FOR WHICH THIS STATEMENT IS BEING MADE**

1. This statement is being made for the Information Disclosure Statement  
☒ accompanying this statement.  
☐ filed \_\_\_\_\_.

**CERTIFICATION UNDER 37 C.F.R. § 1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231, on June 4, 2001.

**Signature**

**Toni Stanley**

(Printed name of person certifying)

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### STATEMENT

2. I, the person(s) signing below state:

- that each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. 37 C.F.R. 1.97(e)(1).

### AND

- that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application and to the knowledge of the person signing the statement after making reasonable inquiry, was known to any individual designated in § 1.56 more than three months prior to the filing of the information disclosure statement. 37 C.F.R. 1.97(e)(2).

### IDENTIFICATION OF PERSON(S) MAKING THIS STATEMENT

3. The person making this statement is  
(check each applicable item)

(a) ☐ the inventor(s) who signs below

\_\_\_\_\_  
Signature of inventor

\_\_\_\_\_  
(Type name of inventor who is signing)

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- (b) ☐ a person who is substantively involved in the preparation or prosecution of the application, and who is associated with the inventor, with the assignee, or with anyone to whom there is an obligation to assign the application (37 C.F.R. 1.56(c)) and who signs below.

\_\_\_\_\_  
Signature of Person Making Statement

\_\_\_\_\_  
(type name of person who is signing)

\_\_\_\_\_  
Address of person who is signing

- (c) ☒ the practitioner who signs below on the basis of the information:  
(check each applicable item)

- ☐ supplied by the inventor(s)  
☐ supplied by an individual designated in § 1.56(c).  
☒ in the practitioner's file.

\_\_\_\_\_  
Signature of Practitioner

Kelly K. Kordzik  
Reg. No. 36,571

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application: Marc Eller et al.

Serial No.: 09/784,394

Filed: February 15, 2001

Art Unit: 2673

Examiner:

For: SYSTEM AND METHOD FOR SELLING ADVERTISING SPACE ON  
ELECTRONIC DISPLAYS DIGITAL TELEVISION USING  
SPECTRUM

**INFORMATION DISCLOSURE STATEMENT**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

This Information Disclosure Statement is being submitted in connection with the above-identified application for patent. Applicant submits herewith patents, publications or other information of which he is aware, which he believes may be material to the patentability of this application and in respect of which there may be a duty to disclose in accordance with 37 C.F.R. § 1.56.

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**CERTIFICATION UNDER 37 C.F.R. § 1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231, on June 4, 2001.

Signature

Toni Stanley

(Printed name of person certifying)

While this Information Disclosure Statement may be "material" pursuant to 37 C.F.R. § 1.56, it is not intended to constitute an admission that any patent, publication or other information referred to herein is "prior art" for this invention unless specifically designated as such.

In accordance with 37 C.F.R. § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. § 1.56(a) exists.

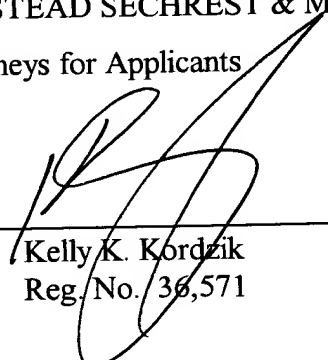
The attached form, PTO-1449, provides a listing of patents, publications, or other information as required by 37 C.F.R. § 1.98(a)(1). A copy of each of the items identified on the attached Form PTO-1449 is supplied herewith

Respectfully submitted,

WINSTEAD SECHREST & MINICK P.C.

Attorneys for Applicants

By: \_\_\_\_\_

  
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